

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION**

In Re: Kenneth William Thornton, Jr.
14717 Highway 73
Huntersville, NC 28078

SSN (1): XXX-XX-1060

Case Number: 12-31035
Judge: Laura T. Beyer
Dated: September 14, 2013

**MOTION OF TRUSTEE FOR DETERMINATION
OF STATUS OF CLAIMS IN CONFIRMED PLAN**

The undersigned trustee in the above-referenced Chapter 13 case reports that he has examined the Proofs of Claim filed in the case and hereby moves that the claims be allowed as reported below for payment by the trustee under the terms of the confirmed plan. To the extent that any claim as reported differs from the claim as scheduled or filed, the trustee OBJECTS to that claim and classifies it as he believes proper under applicable law. The claims as reported herein include those proofs of claim believed by the trustee to have been filed pursuant to Federal Rule of Bankruptcy Procedure 3004.

Claim information in motion is current as of September 14, 2013.

IF YOU ARE A CREDITOR, TAKE NOTICE THAT YOUR RIGHTS MAY BE AFFECTED BY THE FINAL DISPOSITION OF THE TRUSTEE'S MOTION.

Payee	Trustee Claim #	Clerk Claim #	Type	Level	Filed Claim Amt	Treatment of Claim	Acct # (Last 4)
ATTMOBILITY II LLC	12	5	U-Unsecured	80	\$101.24	Pay by Trustee	1060
BACK BOWL I LLC	10	6	U-Unsecured	80	\$23,156.60	Pay by Trustee	0770
CITY COUNTY TAX COLLECTOR	6	8	S-Secured-Pro-Rata	50	\$7,876.53	Pay by Trustee	2 RE
HUTCHENS SENTER KELLAM & PETTIT PA	13		Z-Notice Only	99	\$0.00	NOT FILED	
INTERNAL REVENUE SERVICE	16	1	U-Unsecured	80	\$72.89	Pay by Trustee	1060
INTERNAL REVENUE SERVICE	5	1	P-Priority	70	\$10,393.47	Pay by Trustee	1060
JEFFREY G DALRYMPLE PA	17		L-Legal Fees	50	\$200.00	Pay by Trustee	
JEFFREY G DALRYMPLE PA	1		B-Base Attorney Fee(s)	20	\$3,250.00	\$2,250.00 INSIDE / \$1,000.00 OUTSIDE	3250
NC DEPARTMENT OF REVENUE	7		P-Priority	70	\$0.00	NOT FILED	
OAK HARBOR CAPITAL LLC	9	2	U-Unsecured	80	\$11,495.30	Pay by Trustee	7193
PRESBYTERIAN HOSPITAL	11		U-Unsecured	80	\$0.00	NOT FILED	
QUANTUM3 GROUP LLC	14	3	U-Unsecured	80	\$78,405.54	Pay by Trustee	8824
QUANTUM3 GROUP LLC	15	4	U-Unsecured	80	\$19,589.32	Pay by Trustee	9551
US BANK NA	3	7	N-Mortgage/Lease Arrear	50	\$93,621.51	Pay by Trustee	4916
US BANK NA	4	7	M-Mortgage/Lease	30	\$497,582.50	CONDUIT	4916

Wherefore, the trustee respectfully requests that the Court grant his motion and classify the claims for payment by the trustee as set forth herein, and that it grant such other and further relief as is appropriate and just.

CASE NO: 12-31035
Dated: September 14, 2013

DEBTOR: Kenneth William Thornton, Jr.
Warren L. Tadlock
Standing Chapter 13 Trustee
4600 Park Rd Ste 101
Charlotte, NC 28209-0201

CASE NO: 12-31035

DEBTOR: Kenneth William Thornton, Jr.

**NOTICE OF MOTION OF TRUSTEE FOR DETERMINATION
OF STATUS OF CLAIMS IN CONFIRMED PLAN**

The Chapter 13 trustee has filed a motion in the above-referenced Chapter 13 case for determination of status of claims, for payment by the trustee under the debtor's confirmed plan.

YOUR RIGHTS MAY BE AFFECTED. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one.

If you want to object to the classification and/or treatment of your claim as contained in the trustee's motion, then you or your attorney must file with the court a written response to the motion and a request for hearing by October 20, 2013 at the following address:

CLERK, U.S. BANKRUPTCY COURT
401 W TRADE ST.
CHARLOTTE, NC 28202

If you MAIL your response to the court for filing, you must mail it early enough for the court to RECEIVE it on or before the deadline stated above.

Please refer to the trustee's claim number in any response you may file.

NO HEARING WILL BE HELD UNLESS A RESPONSE IS FILED.

If you file a response, then a hearing on the trustee's motion will be on Tuesday, October 29, 2013 at 10:00 am at the following address.

CHARLES JONAS FEDERAL BUILDING
ROOM 126
401 WEST TRADE STREET
CHARLOTTE, NC 28202-1619

If you or your attorney do not take these steps, the court may decide that you do not oppose the classification and treatment of your claim as reported by the trustee, and grant the motion.

Dated: September 14, 2013

Warren L. Tadlock
Standing Chapter 13 Trustee
By: L. Wilkins-Austin

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CERTIFICATE OF SERVICE

The undersigned hereby certifies a copy of the attached document has been served on the parties whose names and addresses are listed below by United States first class mail, postage prepaid on September 20, 2013.

L. Wilkins-Austin
Office of the Chapter 13 Trustee

ATTMOBILITY II LLC, C/O JAMES GRUDES ESQ, ONE ATTWAY ROOM 3A218, BEDMINISTER, NJ 07921
BACK BOWL I LLC, C/O WEINSTEIN AND RILEY PS, 2001 WESTERN AVENUE STE 400, SEATTLE, WA 98121
BACK BOWL I LLC, C/O WEINSTEIN AND RILEY PS, PO BOX 3978, SEATTLE, WA 98124
CITY COUNTY TAX COLLECTOR, PO BOX 31637, CHARLOTTE, NC 28231
HUTCHENS SENTER KELLAM & PETTIT PA, PO BOX 2505, FAYETTEVILLE, NC 28302
INTERNAL REVENUE SERVICE, PO BOX 7317, PHILADELPHIA, PA 19101-7317
INTERNAL REVENUE SERVICE, PO BOX 7346, PHILADELPHIA, PA 19101
Kenneth William Thornton, Jr., 14717 Highway 73, Huntersville, NC 28078
NC DEPARTMENT OF REVENUE, BANKRUPTCY UNIT, PO BOX 1168, RALEIGH, NC 27602-1168
OAK HARBOR CAPITAL LLC, C/O WEINSTEIN & RILEY PS, 2001 WESTERN AVE STE 400, SEATTLE, WA 98121
OAK HARBOR CAPITAL LLC, C/O WEINSTEIN & RILEY PS, PO BOX 3978, SEATTLE, WA 98124
PRESBYTERIAN HOSPITAL, NMG/CBO 3701, ARCO CORPORATE DRIVE STE 600, CHARLOTTE, NC 28273
QUANTUM3 GROUP LLC, GALAXY PORTFOLIOS LLC, PO BOX 788, KIRKLAND, WA 98083
US BANK NA, BSI FINANCIAL SERVICES INC, 314 S FRANKLIN STREET, TITUSVILLE, PA 16354

Total Served: 14